

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No.: 7,092,439

Inventors: Deas et al.

Issued: August 15, 2006

Confirmation No. 6105

For: MEANS AND METHOD OF DATA  
ENCODING AND  
COMMUNICATION AT RATES  
ABOVE THE CHANNEL  
BANDWIDTH

Group Art Unit: 2611

Examiner: Ware, Cicely Q.

Customer No. 25943

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**

Dear Sir:

Assignee, Top Box Assets L.L.C., hereby notifies the Patent and Trademark Office that it is not entitled to status as a small entity, and that the claim for small entity status filed by the Applicant is hereby withdrawn.

Respectfully submitted,  
SCHWABE, WILLIAMSON & WYATT, P.C.

Dated: June 17, 2008

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